

Emily E. Davidson

From: Matthew A. Kanai
Sent: Thursday, June 13, 2013 8:52 AM
To: Gregory C. Trout

This is the kind of controversy we probably want to avoid: <http://www.toledoblade.com/State/2013/06/13/Ohio-legislation-to-allow-facial-recognition-cameras-targets-money-laundering-at-casinos.html>

Emily E. Davidson

From: Melissa Winesburg
Sent: Wednesday, June 19, 2013 10:26 AM
To: Jordan D. Shifley
Subject: RE: OHLEG Facial Recognition

Hi - Yes. It has been posted on OHLEG under the

From: Jordan D. Shifley
Sent: Wednesday, June 19, 2013 10:24 AM
To: Melissa Winesburg
Subject: OHLEG Facial Recognition

Hi Melissa,

I was told you would be someone to ask, is OHLEG's facial recognition up and running for everyone now? Just wondered because I saw an email from a Mentor PD officer who said he used it and I hadn't heard that it was up.

Thanks,



Jordan D. Shifley
Criminal Intelligence Analyst - BCI/CIU
Office of Ohio Attorney General Mike DeWine

Emily E. Davidson

From: Gregory C. Trout
Sent: Wednesday, June 19, 2013 3:25 PM
To: Melissa Winesburg
Subject: RE: MOUs

Hi Melissa,

I have a couple of questions for you.

Who can submit a photo through OHLEG for a match against the assembled facial recognition data?
Can any OHLEG user submit a photo for a facial recognition search?
Is there any kind of protocol?
Is any special equipment needed?

It would likely be easier to go over this by phone. Thanks.

Greg

From: Melissa Winesburg
Sent: Tuesday, June 18, 2013 4:11 PM
To: Gregory C. Trout
Cc: Steven Raubenolt; Lonnie Rudasill
Subject: MOUs

Greg,

Please find attached information sharing MOUs between the Ohio Attorney General and DRC, SCO and BMV. The only one that I could find a signed copy of was the DRC MOU. The other two should be final versions, but Steve will need to confirm this when he returns. If you need signed finals sooner, just let me know and I am sure I can get my hands on them.

Thanks!
Melissa

<< File: ODRC-Number 2532-MOU-11272012 FINAL.pdf >> << File: Supreme Ct MOU FINAL DRAFT 2 19 2013.doc >> << File: MOU-Access to BMV and BCI facial recognition BCI (FINAL).doc >>

Melissa Winesburg-Ankrom
AFIS Enhancement Project Manager
Ohio Bureau of Criminal Investigation

Emily E. Davidson

From: Kim Murnieks
Sent: Thursday, June 20, 2013 11:58 AM
To: Michelle Burk; James P. Gregory; Angelo Serra
Cc: Neilene Prideau
Subject: OHLEG Facial Recognition

First question: Can we turn this off for now?

I am told it has been "live" for two weeks. Who approved that go live (can someone send me the email approving it from BCI?)?

Can we tell how many photo searches have been executed and by whom (which OHLEG Id's)?

I need this info now - I am in a meeting with RMD right now. Please get this info to whomever can answer the questions.

Thanks!!!! :)

Kimberly Murnieks
Chief Operating Officer
Ohio Attorney General's Office

Emily E. Davidson

From: Kim Murnieks
Sent: Thursday, June 20, 2013 1:46 PM
To: Angelo Serra; Michelle Burk; James P. Gregory
Cc: Neilene Prideau
Subject: RE: OHLEG Facial Recognition

Don't turn it off yet -- but be ready just in case.

Kimberly Murnieks
Chief Operating Officer
Ohio Attorney General's Office

-----Original Message-----

From: Angelo Serra
Sent: Thursday, June 20, 2013 01:22 PM Eastern Standard Time
To: Kim Murnieks; Michelle Burk; James P. Gregory
Cc: Neilene Prideau
Subject: RE: OHLEG Facial Recognition

Kim,

Some quick answers:

First question: Can we turn this off for now?

Yes, we can disable the web service. Do you want this to happen now?

I am told it has been "live" for two weeks. Who approved that go live (can someone send me the email approving it from BCI?)?

Approval for go live came through Melissa Winesburg, the Project Manager with approval/awareness from Jack Browning and/or representing Steve Raubenolt.

Can we tell how many photo searches have been executed and by whom (which OHLEG Id's)?

We believe this is possible but will need a little time to research it. We are digging through the logs we have at this point trying to ascertain this.

-Angelo

Angelo Serra
Deputy CIO – Director of Development
Information Technology Services

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From: Kim Murnieks
Sent: Thursday, June 20, 2013 12:55 PM
To: Angelo Serra; Michelle Burk; James P. Gregory
Cc: Neilene Prideau
Subject: RE: OHLEG Facial Recognition

Great - did you also see my text that BCI just told AG that there have been 900 or so facial recognition searches using this new OHLEG function in the 2 weeks it has been live? Need to know who did those searches (which law enforcement agency?).

Kimberly Murnieks
Chief Operating Officer
Ohio Attorney General's Office

-----Original Message-----

From: Angelo Serra
Sent: Thursday, June 20, 2013 12:51 PM Eastern Standard Time
To: Kim Murnieks; Michelle Burk; James P. Gregory
Cc: Neilene Prideau
Subject: RE: OHLEG Facial Recognition

Kim,

I just read your email. Neilene James and I are working on this right now.

-Angelo

Angelo Serra
Deputy CIO – Director of Development
Information Technology Services
Office of Ohio Attorney General Mike DeWine

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From: Kim Murnieks
Sent: Thursday, June 20, 2013 12:03 PM
To: Michelle Burk; James P. Gregory; Angelo Serra
Cc: Neilene Prideau
Subject: RE: OHLEG Facial Recognition

I should also add - please email me back ASAP to let me know who is working on this. Thanks!!

Kimberly Murnieks
Chief Operating Officer
Ohio Attorney General's Office

-----Original Message-----

From: Kim Murnieks
Sent: Thursday, June 20, 2013 11:58 AM Eastern Standard Time
To: Michelle Burk; James P. Gregory; Angelo Serra
Cc: Neilene Prideau
Subject: OHLEG Facial Recognition

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Thanks!!!! :)

Kimberly Murnieks
Chief Operating Officer
Ohio Attorney General's Office

Emily E. Davidson

From: Kim Murnieks
Sent: Thursday, June 20, 2013 3:29 PM
To: Stephen Schumaker; Tom Stickrath; Steven W. Schierholt; Steven Raubenolt; Matthew A. Kanai
Cc: Michelle Burk; Angelo Serra
Subject: Facial Recognition Functionality
Attachments: WO115105.XLSX

Hi Steve/Tom/Steve/Steve –

Now that we are a few weeks into testing of the new facial recognition functionality in OHLEG, I wanted to check in with you to see if you have a date by which you would like to de-activate the service for the time being, until usage can be analyzed and policies can be updated?

Please let me know. ITS can respond as soon as you provide the direction.

Additionally, to assist with your analysis of the system's use during this phase, ITS pulled the attached report of the searches performed so far by OHLEG user. Please let me know if you would like any further information from ITS.

Thanks – Kim



Kimberly Murnieks
Chief Operating Officer
Office of Ohio Attorney General Mike DeWine

Emily E. Davidson

From: Gregory C. Trout
Sent: Thursday, June 27, 2013 1:00 PM
To: Eve Mueller
Cc: Steven Raubenolt; Steven W. Schierholt; Tom Stickrath; Matthew A. Kanai; Stephen Schumaker
Subject: RE: Facial Recognition

Eve,

We are to review a sample of the uses of the facial recognition data up to this time. As I understand it, we'll be ready to brief the AG once that has happened.

Greg

From: Eve Mueller
Sent: Wednesday, June 26, 2013 11:30 AM
To: Gregory C. Trout
Cc: Steven Raubenolt; Steven W. Schierholt; Tom Stickrath; Matthew A. Kanai; Stephen Schumaker
Subject: RE: Facial Recognition

Thanks, Greg.

What's the next step for this?
Who is talking to AG about this and when?

Eve

Eve Mueller
Deputy Director – Communications
Office of Ohio Attorney General Mike DeWine

From: Gregory C. Trout
Sent: Wednesday, June 26, 2013 11:18 AM
To: Eve Mueller
Cc: Steven Raubenolt; Steven W. Schierholt; Tom Stickrath; Matthew A. Kanai
Subject: RE: Facial Recognition

Hello Eve,

Here is my suggested material addressing facial recognition technology within the larger context of OHLEG. The first document is a revised policy directive; the second is a user notification pop-up that must be "Agreed" at every log on; and the third is a revised Request for Access form, for new applicants. Please let me know if you have any questions or comments.

Greg

From: Eve Mueller

Sent: Friday, June 21, 2013 4:41 PM

To: Steven Raubenolt; Steven W. Schierholt; Tom Stickrath; Gregory C. Trout; Matthew A. Kanai

Subject: Facial Recognition

All –

Please keep me in formed about progress on the Facial Recognition project.
That will help us better determine when we are ready to roll out an announcement.

Thanks!

Eve



Eve Mueller
Deputy Director – Communications
Office of Ohio Attorney General Mike DeWine

Emily E. Davidson

From: Gregory C. Trout
Sent: Friday, July 19, 2013 11:51 AM
To: Steven Raubenolt; Tom Stickrath
Cc: Steven W. Schierholt
Subject: RE: Facial Recognition

I understand. The Attorney General seems more comfortable than she.

From: Steven Raubenolt
Sent: Friday, July 19, 2013 11:36 AM
To: Gregory C. Trout; Tom Stickrath
Cc: Steven W. Schierholt
Subject: RE: Facial Recognition

Lisa's term "Beta" test is not accurate. This in in full production.



Steven Raubenolt
Deputy Superintendent – Ohio Bureau of Criminal Investigation
Office of Ohio Attorney General Mike DeWine

S

From: Gregory C. Trout
Sent: Friday, July 19, 2013 11:06 AM
To: Tom Stickrath
Cc: Steven W. Schierholt; Steven Raubenolt
Subject: Facial Recognition

The briefing of the Attorney General went well, I think. He still views this as a "testing" phase (Lisa Hackley called it a beta test phase), but neither he nor anyone else suggested we stop or back up.

Based on his comments, I beefed up a paragraph on training for OHLEG:

b. The agency point of contact or designee shall provide training to authorized users of OHLEG at that agency. The training shall review the data and information available, the appropriate applications of the data and information for the administration of criminal justice, and the current OHLEG policy. The agency point of contact or designee shall require all authorized users to sign for a copy of this policy. Upon completion of the training, the agency point of contact or designee shall certify the training to BCI, including the curriculum and the agency users trained.

Let me know if you have any questions about this.

Greg Trout
Chief Counsel
BCI

Emily E. Davidson

From: Tom Stickrath
Sent: Friday, July 19, 2013 12:04 PM
To: Gregory C. Trout; Steven W. Schierholt; Steven Raubenolt
Subject: Re: Facial Recognition

Good. Let's get it scheduled.

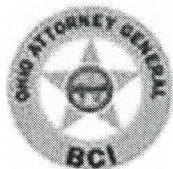
From: Gregory C. Trout
Sent: Friday, July 19, 2013 11:52 AM
To: Steven W. Schierholt; Steven Raubenolt; Tom Stickrath
Subject: RE: Facial Recognition

At some point soon – with Tom's advice and input – I want to conclude the policy drafting, the drop-downs, the change to the user agreement and the implementation of a new agency agreement. I want to finish the implementation, in other words. Maybe we can meet next week so I can get some direction.

Greg

From: Steven W. Schierholt
Sent: Friday, July 19, 2013 11:38 AM
To: Steven Raubenolt; Gregory C. Trout; Tom Stickrath
Subject: RE: Facial Recognition

Are we evaluating the system and its use? Yes.

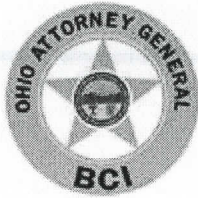


Steven W. Schierholt
Assistant Superintendent
Bureau of Criminal Investigation
Office of Ohio Attorney General Mike DeWine

From: Steven Raubenolt
Sent: Friday, July 19, 2013 11:36 AM
To: Gregory C. Trout; Tom Stickrath
Cc: Steven W. Schierholt
Subject: RE: Facial Recognition

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Steven Raubenolt
Deputy Superintendent – Ohio Bureau of Criminal Investigation
Office of Ohio Attorney General Mike DeWine



S

From: Gregory C. Trout
Sent: Friday, July 19, 2013 11:06 AM
To: Tom Stickrath
Cc: Steven W. Schierholt; Steven Raubenolt
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Let me know if you have any questions about this.

Greg Trout
Chief Counsel
BCI
1560 State Route 56 SW
PO Box 365
London, OH 43140

Emily E. Davidson

From: Tom Stickrath
Sent: Thursday, August 15, 2013 4:37 PM
To: Gregory C. Trout; Steven Raubenolt; Steven W. Schierholt
Subject: FW: Facial Recognition Technology

We need to follow up on the direction below from the AG. Thanks. Tom

From: Mike Dewine
Sent: Thursday, August 15, 2013 4:19 PM
To: Tom Stickrath
Cc: Lisa Peterson Hackley; Eve Mueller; Stephen Schumaker; Matthew A. Kanai; Ann O'Donnell
Subject: Re: Facial Recognition Technology

Tom , thanks .at our meeting yesterday in London , we talked at length about changes you are about to implement to make sure OHLEG is being used properly y local law enforcement . I assume based on yesterday's meeting and on the email you just sent that that refinements will be made immediately . I think they are good . While we have had good protocols In the past , these we ones should be helpful . Now , turning to the facial recognition issue , I believe we should develop additional protocols for the use of facial recognition in conjunction with OHLEG . These would apply just to facial recognition . These protocols would balance a concern for privacy with the great benefit that can come , the criminals that can be caught , and crimes prevented by the use of this technology . There certainly will be lives saved by its use . To achieve this balance , I believe we should put together a working group to make recommendations as to these protocols . At a minimum , and I am sure I have left some people out. We should have the following represented: general division common pleas judge , juvenile division common pleas judge , prosecutor , public defender , rep from BMV , BCI , sheriff , chief of police , coroner , state highway patrol . I am sure I have left out several . We are still in the trial stage at OHLEG on this , I would recommend that this group be concerned quickly , and that we not move beyond trial stage until this group has had time to reckoned proper protocols . We should try to convene group in next 3 weeks and then give them 60 days to make recommendations to us . It is my understanding that it is our obligation to write protocols for OHLEG , but in this case I want the advice of this group . I think your team has done a good job in responding to requests from BMI and others to get us this far . Mike Ps. We should Also have DRC on here .

On Aug 15, 2013, at 1:34 PM, "Tom Stickrath" ·

wrote:

General DeWine - After two years in development at BCI, facial recognition technology is available as a law enforcement tool in Ohio. We have collaborated with the Department of Public Safety, Bureau of Motor Vehicles, whose initial interest helped to spark our determination. Though BMV intended it to search for driver's license fraud, BCI recognized its value as a search tool to assist local law enforcement with identifying other criminal suspects. This technology is already used in 26 other states, and Ohio has approached it in a deliberate and strategic manner.

The technology compares images of criminal suspects with driver's license photos in the BMV, mug shots in the Department of Corrections and other currently-existing, state file photos. No new photographs of citizens have been taken for this database. Using this tool, BMV has already discovered dozens of driver's license fraud cases.

The technology can be compared to the automated fingerprint identification system, which scans digital images of fingerprints to perform the review in a fraction of the time it previously took to review fingerprints manually. Facial recognition technology similarly scans photo images that are already utilized by law enforcement to help identify criminal suspects, but which performs the task more quickly and effectively than a manual review process could. In the coming months as local law enforcement begins to draw upon it more frequently, BCI will monitor and review the use of this technology.

This automated technology resides within the Ohio Law Enforcement Gateway (OHLEG), a collection of law enforcement data and technologies used by law enforcement officials across the state. BCI only permits law enforcement agencies and officials to have access to OHLEG. Use is carefully monitored to prevent and deter abuse. Cases of abuse will be and have been subject to administrative sanctions and criminal prosecution.

Following your direction in our June 20th meeting, we evaluated the early usage of the technology by local law enforcement, which was found to be limited and exploratory in nature, and our existing policies and protocols for the use of OHLEG as they would apply to facial recognition technology. The implementation of this investigative tool was discussed again in meetings on July 19th and August 14th as we considered the need to communicate the potential and the limitations of this tool. Now is the appropriate time to advise local law enforcement leadership of the opportunities and responsibilities provided by facial recognition technology specifically and OHLEG data generally. BCI recommends a revised policy directive reciting the expectations for use of OHLEG, the implementation of pop-up screens to remind users of the legal limitations that accompany OHLEG, strengthened user agreements and a new agency user agreement for the agency's chief executive.

Please let me know if you have any additional recommendations or concerns prior to final implementation of this technology. Thanks. Tom